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DIW 06-04

Daniel Tumas  
3 Rae Avenue  
Orinda CA 94563

In re Application of  
Ashkenazi et al.  
Application No. 10/633,008  
Filed: 31 July, 2003  
For: Use of A3 Antigens and JAM-IT

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**JUN 22 2004**

**OFFICE OF PETITIONS**

Dear Mr. Tumas:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at 703/308-6918. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions

GINGER R. DREGER  
HELLER EHRMAN WHITE & MCAULIFFE LLP  
275 MIDDLEFIELD ROAD  
MENLO PARK CA 94025-3506



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GINGER R. DREGER, ESQ.  
HELLER EHRMAN WHITE & MCAULIFFE, LLP  
275 MIDDLEFIELD ROAD  
MENLO PARK CA 94025

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**OFFICE OF PETITIONS**

In re Application of :  
Ashkenazi, Fong, Goodard, Gurney, : DECISION ACCORDING STATUS  
Napler, Tumas, Van Lookeren, and : UNDER 37 CFR 1.47(a)  
Wood :  
Application No. 10/633,008 :  
Filed: 31 July, 2003 :  
Atty Docket No. 39766-0100P1 :

This is in response to the renewed petition filed under 37 CFR 1.47(a) on 28 May, 2004.

The petition is **GRANTED**.

Petitioners have shown that non-signing inventor Daniel Tumas cannot be found. Specifically, petitioners have shown that a letter sent via Federal Express to the last known addresses of the non-signing joint inventor was returned as undeliverable. Furthermore, despite diligent efforts on the part of petitioners, the inventor could not be located.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

The application is being forwarded to Technology Center 1600 for examination in due course.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.

Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions